



PATENT

Atty. Dkt. No. TAL/0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

W. Frank Little, Jr.

Serial No.: 09/652,648

Confirmation No.: 3250

Filed: August 31, 2000

For: DEMOUNTABLE AND
REUSABLE WALL AND
CEILING SYSTEM§
§
§
§
§
§
§
§
§
§
§

Group Art Unit: 3635

Examiner: Yvonne M. Horton

Customer No.: 26290

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on <u>30 June 2006</u>	
<u>William B. Patterson</u>	
Signature	
William B. Patterson	
Typed or Printed Name	
<u>34.102</u>	(713) 623-4844
Registration No., if applicable	Telephone Number

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER § 1.705

In response to the Notice of Allowance and Determination of Patent Term Adjustment mailed on May 17, 2006, having a shortened statutory period for response set to expire on August 17, 2006, please enter this Application for patent term adjustment for reasons discussed below. The Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/TAL/0002/WBP, the fee of \$200.

The correct patent term adjustment is 902 days based on 37 C.F.R. § 1.702 and § 1.704, supported by the statement of facts presented below.

A total of 118 days should be added under 37 C.F.R. § 1.702(a)(1). The application was filed on 8/31/2000, the first action under 35 U.S.C. § 132 was sent on 2/25/2002, a total of 118 days after the 14 months from filing.

07/03/2006 TDEMAIL 00000010 200782 09652648
019-C:1455 200.00 DA

Page 1

478492_1

PATENT

Atty. Dkt. No. TAL/0002

A total of 35 days should be added under § 1.702(a)(2). A response to non-compliant amendment was filed on 8/06/2004, a notice of allowance was sent on 1/10/2005, a total of 35 days after the four month date.

A total of at least 1000 days should be added under § 1.702(b). The application was filed on 8/31/2000, the notice of allowance was sent on 5/17/2006, a total of 1031 days after the three years within filing date.

A reduction by 189 days of the period of adjustment of the patent term under § 1.704(a) may be applied due to Applicant's failure to engage in reasonable efforts. A notice of non-compliant amendment was sent on 4/13/02 a petition to revive was filed on 1/17/2003, a total of 189 days after the three month period had expired.

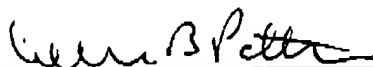
A reduction by 62 days of the period of adjustment of the patent term under § 1.704(a) may be applied due to Applicant's failure to engage in reasonable efforts. A notice of non-compliant amendment was sent on 3/5/04, a response was filed on 8/5/04, a total of 62 days after the three month period had expired.

Therefore the patent term adjustment should be the sum of 118 days, 35 days, and 1000 days reduced by 189 days and 62 days, for a total of 902 days.

The patent is not subject to a terminal disclaimer.

Additionally, after the response to non-compliant amendment dated 8/5/04 the file was lost by the PTO. A notice of missing file was sent by the PTO on 6/29/2005. A response to this notice was sent by Applicant on 7/15/2005. Notice of allowance was then sent on 5/17/2006.

Respectfully submitted,



William B. Patterson
Registration No. 34,102
PATTERSON & SHERIDAN, L.L.P.
3040 Post Oak Blvd. Suite 1500
Houston, TX 77056
Telephone: (713) 623-4844
Facsimile: (713) 623-4846
Attorney for Applicant

Page 2

478492 1

PATTERSON &
SHERIDAN, LLP

ATTORNEYS AT LAW



3040 Post Oak Blvd, Suite 1500
Houston, TX 77056-6582
TEL 713.623.4844
FAX 713.623.4846

FACSIMILE COVER SHEET

DATE: June 30, 2006
FILE NO: TAL/0002
TO: MAIL STOP ISSUE FEE
COMMISSIONER FOR PATENTS
Examiner: Yvonne M. Horton
Group Art: 3635
FAX NO: 571-273-2885
COMPANY: USPTO
FROM: William B. Patterson
PAGE(S) with cover: 3
ORIGINAL TO FOLLOW? ☐ YES ☒ NO

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER § 37 C.F.R. § 1.705

TITLE: DEMOUNTABLE AND REUSABLE WALL AND
CEILING SYSTEM
U.S. SERIAL NO.: 09/652,648
CONFIRMATION NO.: 3250
CUSTOMER NO.: 26290
FILING DATE: August 31, 2000
INVENTOR: W. Frank Little, Jr.
EXAMINER: Yvonne M. Horton

CONFIDENTIALITY NOTE

The document accompanying this facsimile transmission contains information from the law firm of Patterson & Sheridan, L.L.P. which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

480410_1